

AP/ 3738
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D-2821CON
17285CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT

Appln. No. : 09/960,032
Applicant : Lang
Filed : September 20, 2001
Title : MULTIFOCAL PHAKIC INTRAOCULAR LENS

TC/AU : 3738
Examiner : CHATTOPADHYAY, URMI

Docket No. : D-2821CON/17285CON

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on or before

JUNE 17, 2003
Frank J. Uxa
Atty
Title
Date 6/17/03

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LETTER TRANSMITTING TERMINAL DISCLAIMER

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. In addition, enclosed is a check in the amount of \$110 for the required fee. Please charge any deficiency or credit any overpayment to Deposit Account No. 21-0890.

Respectfully submitted,

Frank J. Uxa
Frank J. Uxa
Attorney for Applicant
Reg. No. 25,612
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TERMINAL DISCLAIMER

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Your petitioner, Allergan Sales Inc., having its principal place of business at 2525 Dupont Drive, Irvine, CA, by its attorney, FRANK J. UXA, of record in the above-identified application, represents that it is the assignee, as shown by the assignment recorded in the U.S. Patent and Trademark Office on April 30, 1999 at Real/Frame 9940/0849 of the entire right, title and interest in and to the above-identified application.

Pursuant to 37 CFR 3.73(b), your petitioner, as assignee of the above-identified application, hereby states that the above-noted assignment, the evidentiary document on which ownership of the above-identified application is established, has been reviewed. Further, your petitioner hereby certifies that, to the best of your petitioner's knowledge and belief, title to the above-identified application is in your petitioner, as assignee seeking to take the action in this Terminal Disclaimer.

Your petitioner hereby disclaims the terminal part of any United States patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any

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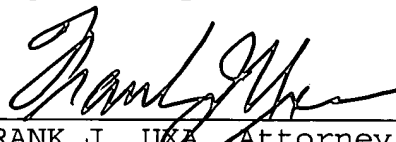
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J.D.
J. Buys
6/29/03

patent issuing from U.S. Application Serial No. 09/302,977 and hereby agrees that any United States patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to such patent shall be the same as the legal title to any patent issuing from U.S. Application Serial No. 09/302,977 this agreement to run with any patent granted on the above-identified application and be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from U.S. Application Serial No. 09/302,977 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Dated this 17th day of JUNE, 2003.

Respectfully submitted,



FRANK J. UGA, Attorney of Record
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